

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	STRASMAN, Nery, et al.	Examiner:	HALIYUR, Venkatesh N.
Serial No.:	10/693,509	Group Art Unit:	2419
Filed:	October 24, 2003	Confirmation No.:	2235
Title:	METHOD AND APPARATUS OF MULTIPLEXING MEDIA STREAMS		

**DECLARATION OF OREN RECHES AND
STATEMENT OF UNINTENTIONAL ABANDONMENT**

Mail Stop Petitions

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs

I, the undersigned, Oren Reches, do hereby declare under penalty of perjury, that the following is true and correct based on my personal knowledge, or where indicated, based on belief:

1. I am a US patent agent, and have been managing the patent portfolio of BigBand Networks, Inc. since 2001. I am a former employee of its Israeli affiliate, Bigband Networks Ltd., and am named as co-inventor of some of BigBand Network Inc.'s patents and patent applications.
2. I make this declaration in support of the petition to revive an unintentionally abandoned application under 37 C.F.R. § 1.47, filed concurrently herewith.
3. The present application was filed by the law firm of Blakeley, Sokoloff Taylor & Zaffman LLP.

4. The US patent attorney that originally handled Bigband Network Inc.'s patent portfolio left Blakeley, Sokoloff Taylor & Zaffman LLP, and joined the law firm of Sonnenschein Nath & Rosenthal LLP.
5. On June 6, 2008, I filed a response to a non-final Office action on behalf of BigBand Networks Inc. The response was filed by the law firm of Reches Patents, of which I was a principal.
6. USPTO PAIR indicates that the USPTO mailed a non-final Office action on September 15, 2008 to the law firm of Blakeley, Sokoloff Taylor & Zaffman LLP.
7. I never received the non-final Office action of September 15, 2008 (prior to being notified of the abandonment).
8. In early February 2009, the law firm of Reches Patents merged with the law firm of Pearl Cohen Zedek Latzer in Israel, which is affiliated with the US law firm Pearl Cohen Zedek Latzer LLP.
9. On April 23, 2009, the USPTO mailed a Notice of Abandonment to the law firm of Blakeley, Sokoloff Taylor & Zaffman LLP.
10. The Notice of Abandonment was relayed to the law firm of Sonnenschein Nath & Rosenthal, and then sent to Pearl Cohen Zedek Latzer LLP.
11. In the Notice of Abandonment the USPTO indicated that a non-final Office action was mailed on September 15, 2008 to the law firm of Blakeley, Sokoloff Taylor & Zaffman LLP.
12. As indicated above, I did not receive the non-final Office action prior to notification of the Notice of Abandonment, and therefore, could not advise the assignee, Bigband Networks, Inc. of the Office action. Any inaction or failure to respond by myself or the assignee was

not the result of an intention to abandon the application, but lack of information about the issuance of the non-final Office action.

13. Upon the merger of Reches Patents with the law firm of Pearl Cohen Zedek Latzer, the entire docket of Reches Patents was transferred to of Pearl Cohen Zedek Latzer, during which the patent files of Reches Patents were scanned and reviewed.
14. During the absorption of files by Pearl Cohen Zedek Latzer, I discovered that the present application was abandoned. I reviewed the non-final Office action, analyzed the Examiner's rejections, and have now prepared a response to Office action, submitted herewith.
15. **The entire delay in filing the required reply from the mailing of the non-final Office action on September 15, 2008 until the filing of the attached petition to revive the application was unintentional.**

Respectfully submitted,

/Oren Reches/

Oren Reches
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Dated: July 30, 2009

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